



de maximis, inc.

186 Center Street
Suite 290
Clinton, NJ 08809
(908) 735-9315
(908) 735-2132 FAX

August 1, 2012

Via US & Electronic Mail

Ms. Stephanie Vaughn
ATTN: Lower Passaic River Remedial Project Manager
Emergency and Remedial Response Division
U.S. EPA, Region 2
290 Broadway, 19th Floor
New York, New York 10007

Re: RM 10.9 Removal Action – Identification of Additional Area - CERCLA Docket No.02-2012-2015

Dear Ms. Vaughn:

Pursuant to paragraph 89 of the "Administrative Settlement Agreement and Order on Consent for Removal Action," captioned "In the Matter of Lower Passaic River Study Area portion of the Diamond Alkali Superfund Site," CERCLA Docket No. 02-2012-2015 (AOC), de maximis, inc is writing on behalf of the Cooperating Parties Group (CPG) to identify an additional area located adjacent and immediately upstream of the RM 10.9 Removal Area that the CPG is voluntarily proposing to include as part of the RM 10.9 Removal Area. This additional area starts at approximately RM 11.1 and extends to approximately RM 11.25 terminating at the Supplemental Sampling Program location number 0481 and is bounded by the eastern boundary of the navigational channel and the mean high water limit (see attached figure) along the shoreline. This additional area can be construed to be a part of the larger RM 10.9 Removal Area based on its proximity and location as well as the geomorphology of the river in this area.

The additional area is approximately 0.6 acres and the estimated volume that would be removed with an excavation depth of 2 feet (including a 0.5 ft over dredge) is estimated to be approximately 1,920 cubic yards (cy). This would result in an estimated removal volume of approximately 18,000 cy for the entire RM 10.9 Removal Action. The CPG believes that any further increase in area and volume beyond the boundaries of the RM 10.9 Removal Area and the additional area defined above would be beyond the scope of the RM 10.9 AOC.

The RM 10.9 Removal Action Work Plan and the RM 10.9 Basis of Design Report will reflect this additional area in their discussion and presentation of the Removal Action.

Please contact Willard Potter or me, if you have any questions or concerns.

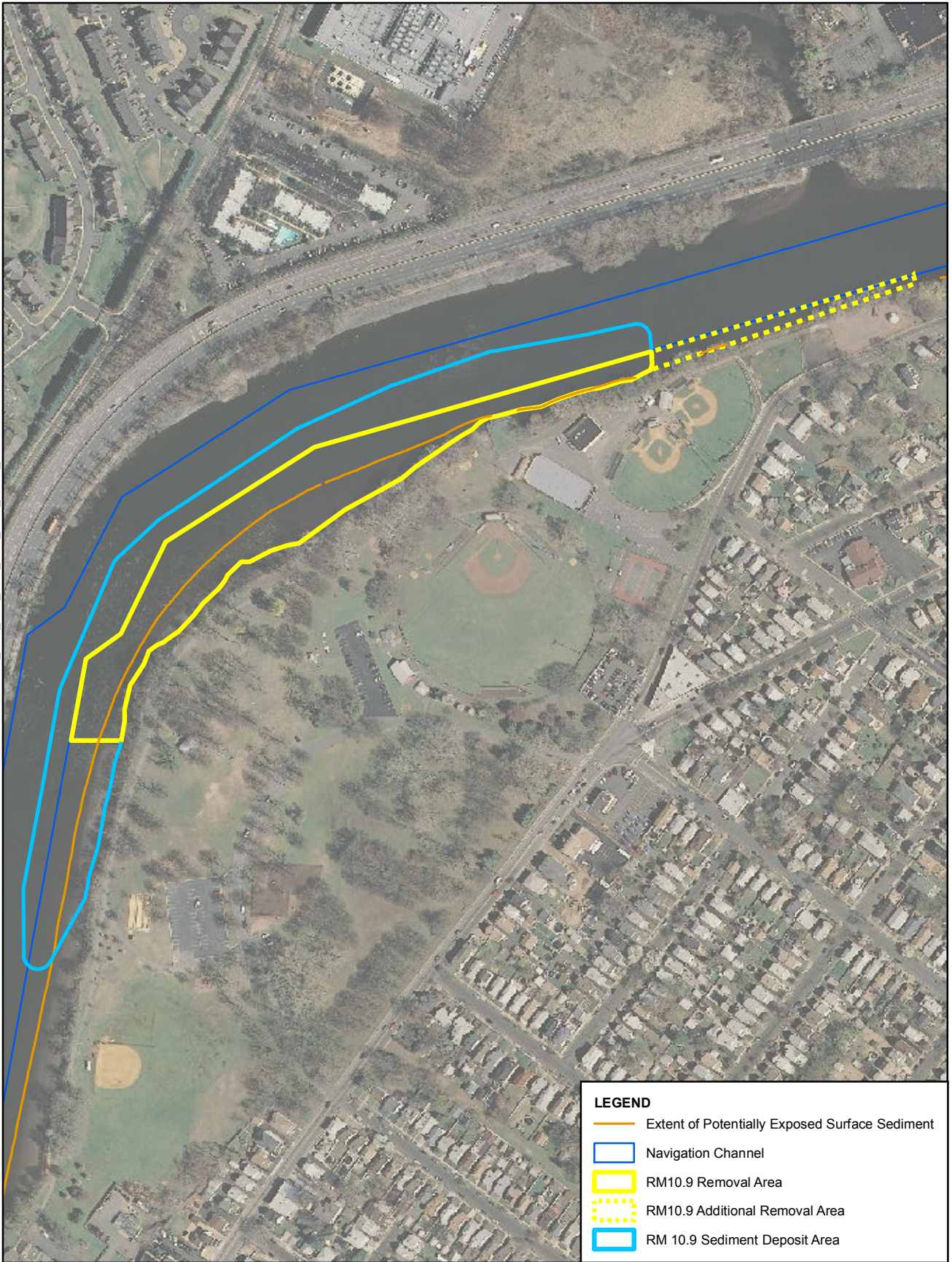
Very truly yours,

de maximis, inc.

Robert H. Law, Ph.D.
CPG Project Coordinator

cc: Ray Basso, EPA
Sarah Flanagan, EPA
CPG Members
William Hyatt, CPG Coordinating Counsel
Willard Potter, CPG Project Coordinator

DAY:\ANTIGONE\PROJ\LOWERPASSAICRIVER\GRP4\12305\LOWERPASSAIC\FIG1-2_LPR_10-9_SED_DEP_REM_AREA_CD2.MXD ECLARK\1 7/31/2012 12:33:31 PM



Notes:
1. Orthophoto: NJGIS, 2007
2. The Extent of Potentially Exposed Surface Sediment was generated from the -2ft (NGVD29) elevation, which represents the Mean Low Water for this part of the river. The data source was the July 2011 Bathymetry Survey conducted as part of the RM 10.9 Characterization Program (CH2M HILL & AECOM, 2012).

FIGURE 1-2
RM 10.9 Sediment Deposit and Removal Areas
RM 10.9 Removal Action Basis of Design Report
Lower Passaic River Study Area, New Jersey